



# **National Crime Prevention and Privacy Compact**

**COMPACT COUNCIL MEETING  
OKLAHOMA CITY, OKLAHOMA  
NOVEMBER 7-8, 2006**

## **DRAFT MINUTES**

Ms. Donna Uzzell, Chairman, National Crime Prevention and Privacy Compact Council (Council), called the Council meeting to order at 9:00 a.m. on November 7, 2006, in the Century Ballroom of the Sheraton Oklahoma City Hotel in Oklahoma City, Oklahoma.

Mr. Todd C. Commodore, FBI's Compact Officer, conducted roll call of the Council members. The following Council members, or their proxies, were in attendance.

### **State Compact Officers:**

- Mr. Paul Heppner, Georgia Bureau of Investigation
- Mr. Jeffrey R. Kellett, New Hampshire State Police
- Mrs. Julie LeTourneau Lackner, Minnesota Department of Public Safety
- Captain Timothy P. McGrail, Missouri State Highway Patrol
- Lt. John H. O'Brien, New Jersey Division of State Police
- Ms. Dawn Peck, Idaho State Police
- Mr. David Sim, Kansas Bureau of Investigation
- Ms. Donna Uzzell, Florida Department of Law Enforcement
- Ms. Liane Moriyama, Hawaii Criminal Justice Data Center

### **State/Local Noncriminal Justice Agency Representative:**

- Mr. Robert Finlayson III, Georgia Department of Human Resources

### **State/Local Criminal Justice Agency Representative:**

- Ms. Carole Shelton, Maryland Department of Public Safety and Correctional Services

### **Federal Noncriminal Justice Agency Representative:**

- Mr. William Marosy, Office of Personnel Management  
(Proxy for Ms. Kathy Dillaman)

### **Federal Criminal Justice Agency Representative:**

- Mr. Jonathan Frenkel, Department of Homeland Security - **(Not in Attendance)**

### **Advisory Policy Board Representative:**

- Mr. William Casey, Boston Police Department - **(Not in Attendance)**

### **Federal Bureau of Investigation:**

- Mr. Thomas E. Bush III, FBI CJIS Division

Mr. Commodore recognized new State Compact Officers and state repository representatives. Other meeting attendees introduced themselves and the agency they represented. (**Attachment 1**)

Chairman Uzzell advised that she and Vice Chairman Sim continue to work towards expanding state ratification of the Compact. The Policy and Planning Committee is exploring new ways to provide support to states considering ratification of the Compact. Chairman Uzzell also announced that the FBI is planning to conduct an orientation overview for nonparty states at the next Council meeting, hoping this venue will provide states with an opportunity to learn about the Council process.

As directed by the Council at the last meeting in November, Chairman Uzzell reported that letters were distributed to Compact signatories and Memorandum of Understanding (MOU) states requesting that they work towards making their records available for Purpose Code I requests. Chairman Uzzell advised, as a result, that 33 states have begun making their records available for noncriminal justice requests from the Interstate Identification Index (III).

Council members were provided with National Fingerprint File (NFF) statistics. Chairman Uzzell congratulated Idaho for becoming the 9th NFF state. Furthering the implementation of NFF, Chairman Uzzell announced that, as a result from discussions at both the Standards and Policy and Planning Committees' spring 2006 meetings, discussions on developing a time line for Compact states to join III and NFF programs resulted. The Committees' focused on ways to assist the non-NFF Signatory states in their progression toward participation. The CJIS Division staff was asked to draft a checklist for use by states preparing for NFF. The Council approved this request and recommended a report at each Standards Committee meeting to update the Committee on states progress toward NFF participation. At the August 2006 Standards Committee meeting, the Committee approved the matrix and requested that the CJIS Division staff proceed with getting the NFF Matrix out to the states. The NFF Matrix, with an explanatory cover letter, was sent to the State Compact Officers of the 18 states who are not NFF participants, during late October 2006.

Next, welcoming remarks were provided by recently retired Compact Council member Rusty Featherstone. Then, Mr. Thomas E. Bush, III, FBI, CJIS Division, presented awards to Ms. June Still, Tennessee Bureau of Investigation, who will be retiring in early 2007 and to Mr. Rusty Featherstone, Oklahoma State Bureau of Investigation, former member of the Council.

Next, the Council approved the minutes from the May 16-17, 2006, meeting.

**Compact Council Action: Ms. Dawn Peck moved to approve the May 2006 minutes. Seconded by Mr. Jeffrey Kellett. The motion carried.**

## **Topic #1      FBI's Criminal Justice Information Services Division Update**

Mr. Bush provided an update on the CJIS Division. (**Attachment 2**) Mr. Bush provided updates on the Integrated Automated Fingerprint Identification System (IAFIS), National Crime Information Center, National Instant Criminal Background Check System, Law Enforcement Online (LEO), Uniform Crime Reporting, Next Generation Identification, Law Enforcement National Data Exchange (N-DEx) and spoke on interoperability efforts with Department of Homeland Security, Department of State, and Department of Defense.

**Compact Council Action:      This topic was accepted as information only.**

## **Topic #2      Consideration of Bylaws Amendments**

Mrs. Joyce Wilkerson, FBI staff, presented two amendments to the Council's Bylaws. At its August 2006 meeting, the Policy and Planning Committee discussed the Bylaws requirement for the Council Chairman to conduct an election during the month of July for new appointments to serve the Council, as stated in Section 5.1. The Committee recommended that the Bylaws be amended to state, "The Chairman shall conduct an election **prior to** the month of July...". Additionally, the Committee recommended that Section 7.1 be amended to state the Council Chairman shall appoint **a vice-chairman** for each committee. The proposed Bylaw amendments were e-mailed to all Council members on October 2, 2006.

**Compact Council Action: Ms. Dawn Peck moved to change the wording in the Compact Council Bylaws Section 5.1 from "during the month of July" to "prior to the month of July". Seconded by Mr. Paul Heppner. The motion carried.**

The Compact Council's Bylaws provide that provide that the Vice Chairman of the Compact Council shall serve as the Chairman of the Compact Council in the absence of the Chairman. Currently, if a committee chairman is unexpectedly absent or delayed from a scheduled meeting there is no inherent succession as to whom would serve in the absence of the committee chairman. Therefore, the Policy and Planning Committee was also requested to consider whether the Compact Council Chairman should appoint a vice-chairman for each committee. The Policy and Planning Committee recommend that the Bylaws be amended to require the Compact Council chairman to appoint a vice-chairman for each committee. The vice-chairman will assist the chairman in the management of the committee and will serve as the chairman of the committee in the absence of the chairman.

**Compact Council Action: Ms. Liane Moriyama moved to change Section 7.1 (D) of the Compact Council Bylaws as follows: Establish Committees of the Compact Council, appoint a Chairman *\*and Vice Chairman* of each Committee, and prescribe committee membership, responsibilities, and duration; Seconded by Ms. Carole Shelton. The motion carried. *\*Changes are in italic.***

**Topic #3      The Policy & Planning Committee's Report on the Survey Regarding State Ratification of the National Crime Prevention and Privacy Compact (Compact)**

Mrs. Wilkerson presented the Policy & Planning Committee's report on the survey regarding state ratification of the Compact. During the March 30, 2006, Policy & Planning Committee meeting, the committee discussed various strategies for expanding state ratification of the Compact and made recommendations to the Council. Mrs. Wilkerson reported, that as a result of the discussions of the Council, the Council adopted recommendations to expand state ratification of the Compact and some of those included providing information on the ratification of the Compact at SEARCH meetings, on-site visits to key decision makers with guidance on ratification of the Compact, invite members of nonparty states to attend the Council meetings, and to conduct a survey of nonparty states to identify the impediments to ratifying the Compact. As a result of the last strategy, the FBI Compact staff prepared two surveys and these were presented to the Policy & Planning Committee at its August meeting. Survey #1 was prepared for dissemination to the nonparty and MOU signatory states. Survey #2 was prepared for dissemination to the Compact party states. Mrs. Wilkerson presented the two surveys to the Council and addressed questions and concerns. The Council had no changes to Survey #1 and some suggested changes to Survey #2, which FBI staff will incorporate into the survey.

**Compact Council Action:      This topic was accepted as information only.**

**Topic #4      Bureau of Justice Statistics Grant Opportunities**

Mr. Gerald Ramker, Chief of Criminal Statistics Improvement Programs, Bureau of Justice Statistics (BJS), provided the Council with information on BJS grant opportunities. Mr. Ramker presented attendees with information on funding programs and resources that are available to improve criminal history records through the BJS. The BJS provides direct funding to the states to improve the quality, timeliness, and immediate accessibility of criminal history records and technical assistance to the states through ongoing program incorporating surveys, evaluations, national forums for considering privacy issues and strategies, and direct guidance to states. These resources may be valuable to Compact states moving towards NFF participation. Mr. Ramker is responsible for the National Criminal History Improvement Program (NCHIP). He reported that NCHIP is the federal grant program designed to ensure that the nation's safety and security is protected by making sure criminal history record information is accessible, accurate and complete as possible. Discussion from Council members centered around ways to exhibit to Congress what good work has happened in the states as a result of NCHIP funding and what the states or what the Council could do to communicate to Congress to support funding. It was the consensus of the Council for Chairman Uzzell to draft something factually regarding NCHIP, and then send it to Mr. Frank Campbell, Department of Justice (DOJ) for review.

**Compact Council Action:      This topic was accepted as information only.**

**Topic #5      The Standards Committee Report on a Request to Modify Policy  
Where Applicants are Physically Incapable of Providing Fingerprints**

Mrs. Diane Shaffer, FBI staff, provided the Standards Committee Report on the request to modify policy where applicants are physically incapable of providing fingerprints. Mrs. Shaffer reported that the Standards Committee moved that the FBI refine its existing policy on submitting fingerprints where applicants are physically incapable of being fingerprinted and look at current policy on requiring a second submission for these types of submissions. The Identification Services Subcommittee made a motion to remove the second fingerprint requirement for applicants who are physically incapable of being fingerprinted due to a permanent disability such as a double amputee. It was the consensus of Council member discussions that it would be foolish to require a double amputee to submit fingerprints. Everyone understood that there was a need to do something.

***Compact Council Action:* Mr. Paul Heppner moved that fingerprint requirements for applicants who are permanently physically unable to provide fingerprints, such as double amputees, be removed. Seconded by Mr. Robert Finlayson. The motion carried.**

**Topic #6      The Standards Committee Report on Standardized Reasons  
Fingerprinted (RFP) for Non-Federal Civil Applicant Fingerprint  
Submissions**

Mrs. Debbie Chapman, FBI staff, presented the Standards Committee Report on Standardized Reasons Fingerprinted (RFP) for non-federal civil applicant fingerprint submissions. **(Attachment 3)** In June, 2004, the APB approved the CJIS Division's implementation plan for use of the RFP for non-federal civil applicant fingerprint submissions. In spring 2005, the APB approved a revised list and endorsed the Standardized RFP concept. Additionally, the APB approved the use of the Standardized RFP for one pilot state and requested the FBI to investigate the possibility of assigning a specific code to each category of statute.

Mrs. Chapman reported that on December 16, 2005, the Georgia Bureau of Investigation (GBI) entered into a User Agreement with the CJIS Division to submit their civil/applicant fingerprint submissions to the FBI CJIS Division using the Standardized RFP in the RFP field. The GBI submitted 16,251 civil/applicant fingerprint submissions with Standardized RFP from September 2005 through March 2006. The Standards Committee made a motion to expand the use of the standardized reason fingerprinted, as piloted by GBI, by adding additional states.

Next, Mrs. Chapman addressed an APB action item for the possibility of assigning a specific code to each category of statute for the purpose of congressional reporting. The CJIS Division has concluded that there are no congressional reporting requirements for civil/applicant submissions.

**Compact Council Action:** Ms. Dawn Peck moved Option 1: Endorse expansion of the Standardized RFP as piloted by GBI by adding additional states. Seconded by Mr. John O'Brien. The motion carried.

**Topic #7**      **Update on the National Fingerprint File (NFF) Program Participation**

Mrs. Paula Barron, FBI staff, provided the NFF program participation update. (Attachment 4) Mrs. Barron reported that there are nine current NFF participants and that there are 12 states who have posted for an on-site visit. Additionally, Mrs. Barron provided the Council with a review of the CJIS Division's procedures established to move towards NFF participation.

**Compact Council Action:**      This topic was accepted as information only.

**Topic #8**      **The Standards Committee Report on the Review of Required Data Fields for the Integrated Automated Fingerprint Identification (IAFIS) Civil Submissions**

Mrs. Chapman presented the Standards Committee Report on the review of required data fields for IAFIS civil submissions. (Attachment 5)

This topic was submitted by Mr. Hugh Jordan, US Citizenship and Immigration Services (CIS). The CIS and the Department of State have reported the collection of data for the race, height, weight, eye color, and hair color fields to be very time consuming as they are moving towards faster fingerprint capture technology and have requested review of these fields to determine if it is feasible for these to be optional. Currently, these fields are mandatory fields per the Electronic Fingerprint Transmission Specification (EFTS) for IAFIS electronic civil submissions.

Mrs. Chapman reported that the Standards Committee moved to endorse Option 1 - make no changes to the current processing. Electronic civil submissions would be submitted with default codes only when the required data field information is not available.

**Compact Council Action:** Mr. Paul Heppner moved to endorse the Standards Committee motion to approve Option 1: - make no changes to the current processing. Electronic civil submissions would be submitted with default codes only when the required data field information is not available. Seconded by Mrs. Carole Shelton. The motion carried.

## **Topic #9      New NCPA/VCA Implementation Guidelines**

Mr. Allen Nash, FBI staff, presented to the Council the new National Child Protection Act (NCPA)/Volunteers for Children Act (VCA) implementation guidelines. As a result of the discussions on the FBI Freedom of Information Act (FOIA) program at the previous Council meeting, the FBI was requested to provide guidance on whether states could disseminate FBI maintained criminal history record information based on the consent of the subject of the record. The FBI's Office of the General Counsel (OGC) indicated that it has no legal obligation to the dissemination of CHRI to a third if authorized by the subject's written consent to support the implementation of the NCPA/VCA. Mr. Nash reported that the Florida program was established in 1999. It combines the framework of NCPA/VCA, plus it requires individuals to sign the consent form allowing FDLE to disseminate criminal history down to the qualified entity. There is a user agreement in place which delineates security requirements including the fact that they would be subject to audits. As a result, any state who wants to disseminate down to a qualified entity must meet the following two provisions: 1.) Each state must establish procedures for the qualified entity to contact an authorized agency of the state to request a check and that qualified entity has to sign a user agreement and the user agreement has to delineate these security requirements and also has to delineate requirements for challenging the accuracy and completeness of the record as entitled by the NCPA/VCA., and 2.) Any individual who is subject to these checks must sign a waiver and consent form. The waiver and consent form must say that the qualified entity is going to perform a national criminal background check and authorizes the state agency to send the results of that check to the qualified entity.

Mr. Nash provided Council members with a copy of an information letter which provided states with guidance on the appropriate use of the consent form. **(Attachment 6)**

Next, Chairman Uzzell mentioned that this issue was discussed at the Sanctions Committee meeting because they have the responsibility of looking at training issues on noncriminal justice audits. Chairman Uzzell has also been in contact with Universal Studios to provide a facility to hold a training seminar and possibly a tour of their security area. Chairman Uzzell offered the option to coordinate this noncriminal justice audit training with the Sanctions Committee. Mrs. LeTourneau-Lackner commented on the Sanctions Committee discussions and recommended that the Council move forward with the training and presentations by the FBI and the states. Chairman Uzzell concluded by stating that the training is tentatively scheduled in Florida at the end of January 2007.

**Compact Council Action:      This topic was accepted as information only.**

**Topic #10 Interstate Identification Index (III) Purpose Code in FBI Record Requests for Noncriminal Justice Departmental Order (DO) 556-73 Fingerprint Submissions**

Mrs. Barron presented the Interstate Identification (III) Purpose Code in FBI record requests for noncriminal justice Departmental Order (DO) 556-73 fingerprint submissions. Mrs. Barron reported that the FBI's Office of the General Counsel, Access Integrity Unit, recently advised the CJIS Division's Identification and Investigative Services Section, that a unique purpose code should be established to clearly indicate the purpose for the record request. The new purpose code's use will be limited to a unique FBI ORI and will be solely for the DO processing. The CJIS Division will establish the new purpose code "R" to be used in III record requests in support of the DO. This purpose code will be used by the CJIS Division only. The NFF states will be the first affected since the FBI reaches out to the NFF states for their records when a fingerprint submission identifies to an NFF record. Additionally, all III participating states will be affected when the FBI's IAFIS is modified to reach out to III states on fingerprint processing for their records when the state can support the purpose of the request. Mrs. Barron reported that both the Council and the CJIS APB approved such a modification during their spring 2006 meetings. Upon implementation of this system change, the III participating states will need to determine if their state laws or policy would permit support of the DO record requests. Those III states authorized to support the DO record requests will need to coordinate software changes with the CJIS Division. Currently, the FBI uses Purpose Code C for these record requests. After much discussion, the following action was taken:

**Compact Council Action: Mr. Paul Heppner moved to refer this topic to the Executive Committee for further review. Seconded by Mrs. Dawn Peck. The motion carried.**

**Topic #11 FEMA Notice - Privacy Act System of Records; Amendment to Existing Routine Uses**

Mr. David Sim, Vice-Chair of the Council, presented this topic. He attended a SEARCH Focus Group meeting that discussed criminal record background checks during the aftermath of Hurricane Katrina. He reported, as part of the meeting materials, SEARCH provided a published copy of a rule in the Federal Register by FEMA that discussed the Privacy Act System of Records (**Attachment 7**). During the meeting, it was mentioned that no agency or state commented on the rule and it became effective on August 7, 2006. One of the issues regarding this rule was it potentially could involve secondary dissemination of criminal history record information. Mr. Sim brought this before the Council to look at the implications of this rule, as to whether or not there are any implications for secondary dissemination of criminal history and if so, what the appropriate action would be.

**Compact Council Action: Mrs. Carole Shelton moved to refer this topic to FBI staff to make a determination as to whether or not there would be implications that would require some sort of action or response on part of the Council. Seconded by Mr. Paul Heppner. The motion carried.**



## **Topic #12      Advisory Policy Board Update**

Mr. Heppner provided an update of the current Advisory Policy Board (APB) initiatives and provided approved motions from the last APB meeting (**Attachment 8**)

**Compact Council Action:**      **This topic was accepted as information only.**

## **Topic #13      Next Generation Identification Program Update**

Mr. Gary Barron, FBI staff, presented the Next Generation Identification (NGI) Program update. (**Attachment 9**) Mr. Barron reported that in addition to the initiatives through the user requirements canvass there were two new areas of interest that were identified and that was a multimodal framework to accommodate new types of modes of biometrics such as palms, irises, facial recognition and in addition to that, expand latent functionality. Next, Mr. Barron commented on the user requirements canvass. These requirements were provided to the APB Working Groups, the Compact Council and the Council's Committees for their input before sending them on to the IAFIS Interface Evaluation Task Force. The Identification Services Subcommittee approved the requirements and then they were sent to the APB for final approval in June.

In regards to development, the RFI went out on October 26 and they are expecting the RFP sometime in March. Mr. Barron reported that some of the next steps that they are looking at include CD capability for machine readable data, a new disposition III message, a quality check automation phase III, receipt and storage of ANSI/NIST records, and disposition electronic fingerprint transmission specification.

In closing, Mr. Barron commented that NGI continues to grow and that there are many new things on the horizon. He discussed the multiple teams within NGI and their responsibilities.

**Compact Council Action:**      **This topic was accepted as information only.**

## **Topic #14      The Policy & Planning Committee Report**

First, Mr. Sim provided a re-cap of the Hurricane Katrina working group. This group met back in Las Vegas to determine what was good, bad, and indifferent about the way in which the United States responded to the Katrina catastrophe. SEARCH is going to be producing a final report and should be good reading from the point of view of the Council. Mr. Sim reported numerous discussions centered around record checks in the fact that they have little or no value or they are misplaced in events such as this. They did come to the conclusion that record checks are important and that they need to be included in the planning of future events. There was also discussion on Purpose Code X exigent circumstance searches, FEMA and the Red Cross.

Next, Mr. Sim provided the Policy and Planning Committee report. The Committee met August 9, 2006, in Charleston, SC, and recommended a Bylaws change, which was discussed by the Council the day before, and they talked about the survey of the states regarding ratification of the Compact. Members discussed the strategic plan and made some edits and modifications. The Committee also talked about the Identification Guide and the fact that it has been published and distributed. The final item that was covered during the meeting was the summary of the Attorney General's Report to Congress on Criminal History Background Checks (**Attachment 10**).

**Compact Council Action:**    **This topic was accepted as information only.**

#### **Topic #15**     **Sanctions Committee Report**

Mrs. Julie LeTourneau Lackner, Chair of the Sanctions Committee, reported that the Sanctions Committee recommended to accept the corrective actions taken by the states of Arizona and Georgia to comply with Compact rules and III requirements. The second two topics discussed included a review of six recently conducted IAFIS and NFF audits from the April 2005 through August 2006. NCIC and III recommendations were made for all states that had misuse of the system. Colorado and Montana NFF audits were also reviewed. For IAFIS audits, four states were reviewed including Alaska, Minnesota, Wyoming, and Hawaii. The fourth topic reviewed was the summary of recently conducted audit of outsourcing of noncriminal justice administrative functions specifically TSA and the committee recommended an appropriate letter be sent to TSA. In conclusion, the Committee discussed the upcoming training conference.

**Compact Council Action:**   **Mr. John O'Brien moved to approve the Sanctions Committee Report. Seconded by Mr. David Sim. The motion carried.**

#### **Topic #16**     **Legislative Update**

Mr. Danny Moyer, Office of the General Counsel, provided the legislative update and addressed significant changes that have occurred since the last meeting. House Resolution 5893 is the Private Security Officer Employment Enhancement Act of 2006. It amends the Intelligence Reform and Terrorism Prevention Act of 2004. DHS would be a channeler of fingerprints to the FBI. DHS would be approached by authorized employers having security guards. They would be forwarding those fingerprint submissions directly to the FBI.

Mr. Moyer also reported on House Resolution 6161. Its purpose is to amend the Social Security Act, at least for the portion that deals with those individuals having direct patient access in nursing homes and the lead agency that would be preparing the regulations under this particular bill is hotel and human services. It mandates both national and state checks and the national check would be available to the nursing home.

Next, Mr. Jim Gray, reported on Topic #16A, the Adam Walsh Child Protection and Safety Act of 2006.

**Compact Council Action:**    **This topic was accepted as information only.**

**Topic #16A    Adam Walsh Child Protection and Safety Act of 2006**

Mr. Jim Gray, FBI staff, reported that the Adam Walsh Child Protection Safety Act of 2006 was enacted on July 27, 2006, as Public Law 109-248. Mr. Gray reported that the CJIS Division, in coordination with the Department of Justice Office of Legal Policy, recently finalized a letter that will be mailed to all CJIS Systems Officers and State Identification Bureaus. The letter will provide guidance to states implementing the access made available under Section 151 and 153 of the Act. Section 151 of the Act authorizes full access to NCIC and III by National Center for Missing and Exploited Children and by governmental social service agencies. Section 153 of the Act is entitled the School Safely Acquiring Faculty Excellence Act of 2006 or SAFE Act. Section 153 requires the Attorney General, upon request of a state's Chief Executive Officer, to conduct fingerprint based checks for child welfare agencies conducting background checks of prospective foster or adoptive parents or investigating incidents of abuse or neglect of a minor and for private or public elementary schools and/or local or state educational agencies conducting background checks on employees, prospective employees or individuals otherwise in a position in which the individual would work with or around children in the school or agency.

**Compact Council Action:**    **This topic was accepted as information only.**

**Topic #17    Status of FBI's Selection of Pre-Approved National Channelers**

Mrs. Kim Smith, FBI staff, provided the status of FBI's selection of pre-approved national channelers. On June 21, 2006, the notification was published in the Fed Biz Ops. On June 28, 2006, the RFPs were provided to the interested contractors. On October 24, 2006, the source selection evaluation board presented recommendations to the source selection authority. As of May 18, 2006, there have been 19 offerers for awards. (**Attachment 11**) They were notified via e-mail and fax with a hard copy follow-up. The next steps, there will be a kick-off teleconference scheduled for November 15, 2006. It will be an opportunity for the contractors to call in and get their questions answered as far as what they need to do on their end, what their lead time is, etc. Lead time to establish a CJIS Wide Area Network is three to six months, so channelers should be forwarding fingerprints to us early in 2007.

**Compact Council Action:**    **This topic was accepted as information only.**

**Topic #18      Status of Task Force to Explore Expanding Use of the Interstate Identification Index (III) System to Protect Local, State, and Federal Critical Infrastructures**

FBI Compact Officer Todd Commodore presented this topic. He stated that Paul Heppner, during his APB update, advised that APB Chairman Frank Sleeter was reconvening the task force comprised of both APB and Compact Council leadership to explore expanding the use of III to protect local, state, and federal critical infrastructures. Any Council member interested in serving on this task force was instructed to notify Mr. Commodore within the next couple of weeks.

**Compact Council Action:**      This topic was accepted as information only.

**Topic #19      Access to Department of Homeland Security (DHS) Information by Federal, State, and Local Criminal Justice, Intelligence, and Noncriminal Justice Agencies**

**Topic #20      IDENT/IAFIS Interoperability--Strategies for Data Protection**

Mrs. Chapman and Ms. Kim Nivera, U.S. VISIT, Department of Homeland Security, presented Topic #19 and Topic #20, consecutively. The first part of their presentation was an update on the progress with interoperability (**Attachment 12**) and the second part (**Attachment 13**) dealt with strategies for data protection. Ms. Chapman reported that the Design Phase of iDSM began in February 2006 and is now complete. Deployment occurred on September 3, 2006, with Boston as the first city and Dallas was added November 1, 2006. For iDSM, it is working well and Mrs. Chapman told of some success stories.

Next, Ms. Nivera reported that in analysis of the shared data versus the shared services model, there was a lot of concerns that were presented in the event that we did not go through a full data sharing model. They have developed a list of data protection strategies that were provided to the Council to identify how they will be making strides towards protecting the data and alleviating the fears in regards to the data as it is shared with the different entities.

**Compact Council Action:** Ms. Carole Shelton moved to look at the data protection strategies which support the shared services model. Seconded by Ms. Liane Moriyama. The motion carried.

**Additional Items:**

Next, Mr. Commodore announced upcoming meeting dates. The Standards Committee and Policy and Planning Committee will meet March 28-29, 2007, in Pittsburgh, Pennsylvania and the next Compact Council meeting will be May 23-24, 2007, in Louisville, Kentucky. It will be at the May Council meeting where there will be an orientation meeting for the nonsignatory states.

As another item of business, Mr. Mike Lesko, commented on TSA's visit to Texas in regards to how they do their HAZMAT processing. He stated that the state of Texas was planning to write a letter to TSA and asked if the Chairman of the Council would consider doing the same. Chairman Uzzell responded that she had no problem with writing a letter, since this was the pleasure of the Council.

The meeting adjourned at 12:45 p.m.